IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

P.I.L. NO.131 OF 2005

Shri Subhash Deshmukh, M.P. Petitioner
vs.
State of Maharashtra & ors. Respondents

Mr.Surel S. Shah for the petitioner.

Mr.P.M.Patil, Assistant Government Pleader for the respondents 1 and 2.

Mr.S.D.Thokade for the respondent no.3.

Mr.R.M.Bhide i/b.Mr.R.G.Ketkar for the respondent no.4.

CORAM : R.M. LODHA &
ANOOP V. MOHTA, JJ.

DATED : 1st February 2006

P.C.

Heard Mr.Surel S.Shah, the learned counsel for the petitioner.

2. The petitioner is the Member of Parliament. By means of this public interest litigation, he is seeking direction to the State Government and its authorities to provide land, funds and staff for the Solapur University. According to the petitioner, Solapur University needs 500 acres of land and grant of Rs.36.77 crores for other infrastructure.

3. In response to the public interest litigation, an affidavit has been filed by the Administrative Officer, Office of the Joint Director of Higher Education,

Kolhapur Region, wherein it is stated that land comprising of 35 acres with five buildings which belonged to the Shivaji University, Kolhapur has been transferred to the Solapur University. It is further stated that 21 teaching posts and 41 non-teaching posts have also been transferred by the Government resolution dated 30.08.2004. The posts of Vice Chancellor, Registrar, Controller of Examinations, Director, Colleges & University Development Board and Finance and Accounts Officer have also been sanctioned and a sum of Rs.50,00,000/- has been sanctioned for the purpose of new University. As regards the proposal sent by the Solapur University for additional 500 acres of land adjacent to the University, it is stated that the adjacent land is in possession of the Commissioner of Police for Training Institute of Lady Police and it is difficult to remove the Training Centre from that place. The State Government has made the provision of the amount of Rs.1 crore in the budget estimates of 2005-2006 for recurring expenditure and also provided an amount of Rs.2 crores vide its supplemental demand for non-recurring expenditure, particularly for construction. In the affidavit, it is also stated that the demands regarding staff, land and funds are under consideration of the State Government.

4. Having considered the reply affidavit, we find that no order deserves to be passed at our end in this public interest litigation.

5. Incidentally, we may notice that by our order dated 23.11.2005 we wanted to know from the petitioner as to how much amount has been contributed by him for the infrastructure of Solapur University from his M.P.Fund. The petitioner has filed his affidavit and stated that he has asked the District Planning Officer to provide to the Solapur University five computers and three printers from his M.P. Constituency Fund. That means that the petitioner is prepared to spend at best Rs.5 lacs from his M.P.Constituency Fund. If the petitioner is really serious about the infrastructure being urgently provided to the Solapur University, the least expected from him is to contribute Rs.2 crores from his M.P.Constituency Fund.

6. Public Interest litigation is, accordingly, disposed of.

(R. M. LODHA, J.)

(ANOOP V. MOHTA, J.)